ORDINANCE NO. <u>06-23-2022</u>

Establishing Rates for Water & Sewer Service Furnished by the City of Van, Van Zandt County, Texas

That the Code of Ordinances, City of Van, Texas, is hereby amended by adding a section to be numbered, which said section reads as follows:

WHEREAS, the City of Van has adopted a water rate system ordinance to collect revenues for debt service. for current capital improvements, and for the operation: and maintenance of a publicly owned waterworks; and

WHEREAS, these revenues must be sufficient to cover all costs for operation and maintenance of said publicly owned water works, for current capital improvements to the publicly owned water works, and for payment of bonded indebtedness for the publicly owned water works: and

WHEREAS, the Water Rate System Ordinance contains various requirements for establishing water rates: and

WHEREAS, the Water Rate System Ordinance provides for annual determination of user charges for water service and sewer service;

WHEREAS, The City of Van must continue to operate its utility rate system in a

financially solvent manner.

NOW, THEREFORE LET IT BE ORDAINED by the City Council of the City of Van as follows:

SECTION - 1 DEFINITION OF USER.

Where the same water meter serves more than one residential, commercial, or industrial unit. Each unit shall constitute a dwelling unit, except in the case of wholesale.

SECTION - 11 PRESCRIBED CHARGES...

The following rates per month shall be the rates charged for water service furnished to customers within and outside the corporate limits of the City, to wit:

Water Meter and Tap fee charges inside the incorporated city limits:

- 3/4" meter and tap \$ 1500.00
- 1" meter and tap \$ 2300.00
- All meters larger than 1 " \$ 4750.00 + cost of materials

Any taps requiring a bore will be charged the cost of bore

Sewer Tap fee charges inside the incorporated city limits:

- 4" sewer tap \$ 1500.00
- 6" sewer tap \$ 2000.00
- Any taps requiring a bore or require installation of a manhole will be charged the cost of the bore and or manhole

Water Meter and Tap fee charges outside the incorporated city limits:

- 3/4" meter and tap \$ 2800.00
- 1" meter and tap \$ 3800.00
- All meters larger than 1 " \$ 6500.00 + cost of materials
- Any taps requiring a bore will be charged the cost of the bore

Meter Reset Fee (per owner request for new construction or remodel)

- Within the incorporated city limits \$ 550.00
- Outside the incorporated city limits \$ 1200.00

Water Deposits (Required of all customers regardless of if within or outside the city limits)

- All customers shall pay a \$ 200.00 deposit on each metered service, it shall be paid
 in advance of any connections or establishment of service, this includes irrigation
 meters, and shall not be paid out over time.
- The deposit will be refundable to the customer when the utility account is closed.
- If there is an outstanding balance on the account, the deposit will be applied toward any outstanding balance, with any remainder being refunded to the customer

Service Charges for the following:

- Transfer from one address to another \$ 30.00
- Returned check fee of \$ 30.00
- A City of Van utility customer may request a temporary shut off or turn on of service for a maximum of 3 working days and maximum usage of 10,000 gallons of water for cleaning, plumbing inspections, and other similar activities for a maximum of three (3) business days. The cost for this service shall be \$ 50.00.

Meter Testing Fee:

If a utility customer believes his or her meter is not registering correctly, the customer has the right to make a request to the City Administrator and or the Utility Superintendent that he or she request that their meter be tested. If the testing of the meter shows that the meter is registering a flow of two percent (2%) or more than registering on the meter, the city will replace the meter at no cost to the customer. If the meter is registering a flow of two percent (2%) or less than the actual flow, the customer will be charged \$ 100.00.

12

The administrative fee for reconnection:

 The disconnection or scheduling of disconnection will result in the charge \$ 45.00 regardless of if the service was disconnected or not

Monthly Meter Charge

- ¾"-\$25.00
- 1"-\$35.00
- 1 ½"-\$45.00
- 2"-\$55.00
- 3"-\$65.00
- 4"-\$75.00
- 6"-\$85.00

Employee Rate:

- City employees and active volunteer firemen will receive a \$25.00 discount on their residential water and \$20.00 on the residential sewer bill.
- To maintain an active status the fireman must respond to a minimum of 10% of calls per calendar year.

Dwelling Unit:

\$20.00 per dwelling unit for each additional unit

Residential rates:

Residential Water Rates

Inside the city limits

\$3.00 per thousand for 0 gallons to 2,000 gallons of water

- \$4.00 per thousand for 2,001 gallons to 4,000 gallons of water
- \$5.00 per thousand for 4,001 gallons to 6,000 gallons of water
- \$6.00 per thousand for 6,001gallons to 8,000 gallons of water
- \$7.00 per thousand for 8,001 gallons to 10,000 gallons of water
- \$8.00 per thousand for 10,001 gallons and up

Outside the city limits

- \$6.00 per thousand for 0 gallons to 2,000 gallons of water
- \$8.00 per thousand for 2,001 gallons to 4,000 gallons of water
- \$10.00 per thousand for 4,001 gallons to 6,000 gallons of water
- \$12.00 per thousand for 6,001 gallons to 8,000 gallons of water
- \$14.00 per thousand for 8,001 gallons to 10,000 gallons of water
- \$16.00 per thousand for 10,001 gallons and up

Residential Sewer Rates

Inside the city limits

- \$20.00 minimum monthly charge for the first 2,000 gallons per month
- \$1.00 per thousand for 2,001 gallons to 10,000 gallons of water
- \$ 1.25 per thousand for 10,001 gallons and over
- \$ 100.00 maximum

Outside the city limits

- \$40.00 minimum monthly charge for the first 2,000 gallons per month
- \$3.25 per thousand for 2,001 gallons to 10,000 gallons of water
- \$3.50 per thousand for 10,001 gallons and over, no maximum

Commercial rates & Irrigation rates

Commercial & Irrigation Water Rates

- \$4.00 per thousand for 0 gallons to 2,000 gallons of water
- \$5.00 per thousand for 2,001 gallons to 4,000 gallons of water
- \$6.00 per thousand for 4,001 gallons to 6,000 gallons of water
- \$7.00 per thousand for 6,001 gallons to 8,000 gallons of water
- \$8.00 per thousand for 8,001 gallons to 10,000 gallons of water
- \$9.00 per thousand for 10,001 gallons and up

Commercial Sewer Rates

Inside the city limits

- \$30.00 minimum monthly charge for the first 2,000 gallons per month
- \$1.75 per thousand for 2,001 gallons to 10,000 gallons
- \$2.00 per thousand for 10,001 gallons to 20,000 gallons of
- \$2.35 per thousand for 20,001 gallons to 30,000 gallons of
- \$2.60 per thousand for 30,001 gallons and over, no maximum

Outside the city limits

- \$55.00 minimum monthly charge for the first 2,000 gallons per month
- \$5.25 per thousand for 2,001 gallons to 10,000 gallons
- \$5.75 per thousand for 10,001 gallons to 20,000 gallons of
- \$6.60 per thousand for 20,001 gallons to 30,000 gallons of
- \$7.10 per thousand for 30,001 gallons and over, no maximum

Fire Hydrant Meter

- \$75.00 To set hydrant meter
- \$25.00 per thousand

SECTION -111

DISCONNECTION OF SERVICE

The city may disconnect service to any customer for any of the following reasons:

- Written request of the customer
- Failure to pay all water and sewer charges within 14 Calendar days after the first date of the month. After the fourteenth (14th) of the month, there shall be a late charge penalty of ten dollars (\$10) for balances lower than one hundred dollars (\$100) and 10% added to balances above \$100.00 added to the amount due.
- Existence of a known dangerous condition resulting from water service to that customer.
- Service established through meter bypassing, unauthorized connection, or unauthorized reconnection. Anyone reconnecting their own or some other meter service or removing locks placed by the city is subject to a criminal violation under Texas Penal Code Section 28.03 & Section 31.01 and may be subject to criminal prosecution. Any tampering will result in meter removal and a fee 0B 350.00 paid by the property owner before the meter is reset.
- Any reasons listed in the Sewer Use Ordinance.
- Damage to City property-curb stop valve will result in valve replacement and man-hours. A total of \$150.00 must be paid by the customer before service will be turned back on.

Disconnection due to failure to pay a monthly bill:

On or by the 15 th day of each month, the city may send a courtesy disconnect notice on each account that is past due. However, the City shall not be obligated to send a courtesy disconnect notice on a delinquent account and the failure of the City to send a courtesy disconnect notice or failure of a customer to receive a courtesy disconnect notice shall not alter the City's right to disconnect service for nonpayment as provided herein.

The city will give ten (10) calendar days prior to disconnection, if payment is not received by the city on or before the twenty-fifth (25th) day of the month, then at 8 am on the twenty-sixth (26th) all water and sewer service will be scheduled for disconnection and the services be disconnected. All accounts scheduled for disconnection will be assessed an administrative fee of \$45.00 regardless of if the service was disconnected or not.

City personnel will be available to collect payments for delinquent accounts and to make reconnections during normal business hours and to.

7am — 4pm Monday — Friday

No reconnection of services will be scheduled or performed on weekends or holidays for accounts that have disconnected for non-payment.

SECTION IV - ADJUSTMENT POLICY

After proper notification of a leak by the customer to the City of Van Water Utility Clerk, a plumber's invoice, or receipt for repairs and /or parts shall be provided within 10 days after the leak for an adjustment to be made to a previous (6) six-month average.

With proper documentation being presented, the City of Van Water Utility Clerk shall provide a (I) one-time adjustment per calendar year to the customers' sewer charges only. There will be a base charge amount of a minimum of 2000 gallons, not to exceed 30,000-gallon usage adjustment to the sewer charges.

SECTION V - REPEAL OF PRIOR ORDINANCES IN CONFLICT

All prior ordinances or parts of ordinances that conflict with this ordinance are hereby repealed to the extent of the conflict.

SECTION VI - SEVERABILITY

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, subsections, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, subsection, or section of this Ordinance shall be declared unconstitutional by the judgment or decree of any court of competent jurisdiction, such unconstitutionality or illegality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, subsections, and sections of this Ordinance, since the City Council would have enacted the same without the incorporation in this Ordinance of any such unconstitutional or illegal phrase, clause, sentence, paragraph, subsection, or a section.

Effective Date. This Ordinance shall take effect immediately from and after its passage and its publication as required by law.

PASSED and APPROVED by the City Council of Van, Texas this 23 day of June, 2022

Sereca Huff-Huggins, City Secretary